

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

BALJINDER RAI, et al.,)	Case No. 5:12-cv-04344-PSG
)	
Plaintiffs,)	ORDER GRANTING-IN-PART
)	MOTION TO QUASH
v.)	
)	
SANTA CLARA VALLEY)	
TRANSPORTATION AUTHORITY, et al.,)	
)	
Defendants.)	

Plaintiffs Baljinder Rai, et al. object to Defendants Santa Clara Valley Transportation Authority, et al.'s notice and subpoena for a deposition of a person most knowledgeable at Amalgamated Transit Union, Division 265, the union that represents class members currently employed by VTA.¹ VTA provided notice of the deposition to Plaintiffs on August 6, Plaintiffs received the subpoena by way of snail mail on August 10 and VTA seeks to depose the union's PMK on August 14.

While there is no general rule as to what constitutes "reasonable time," Fed. R. Civ. P. 45(d)(2)(B) suggests 14 days as a starting point by requiring objections to be filed in that period

¹ See Docket No. 210 at 2.

1 unless a response is demanded sooner.² Sufficient time and notice is important for Plaintiffs to
 2 present any objections and determine potential issues of privilege to do with the deposition.³

3 The court therefore GRANTS Plaintiffs' motion to quash, but only IN-PART. Defendants
 4 indeed selected a date Plaintiffs said they were available and attempted to place Defendants on
 5 notice, although they were not diligent in mailing the subpoena.⁴ And Defendants are correct that
 6 Plaintiffs' efforts to meet and confer on their motion to quash appear half-hearted at least.⁵ In the
 7 interest of fairness and the impending close of discovery, therefore, the deposition of the union's
 8 PMK need not take place on August 14, 2015, but shall take place on or before August 21, 2015.

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 10 **SO ORDERED.**

11 Dated: August 12, 2015

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 14 PAUL S. GREWAL
 15 United States Magistrate Judge
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 25 ² See, e.g., *Bickoff v. Wells Fargo Bank, N.A.*, Case No. 14-cv-1065-BEN, U.S. Dist. LEXIS 33728,
 at *5-6 (S.D. Cal. Mar. 18, 2015).

26 ³ See Fed. R. Civ. P. 45(d)(3)(A)(i).

27 ⁴ See Docket No. 211 at 1.

28 ⁵ See *id.*